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6 Attorneys for Defendants
GENENTECH-ROCHE PHARMA TRANSITIONAL
7 BENEFITS PLAN (erroneously sued as Genentech-
Roche Transitional Benefit Plan); GENENTECH,
8 INC.; and PLAN ADMINISTRATOR OF THE
GENENTECH-ROCHE PHARMA TRANSITIONAL
9 BENEFITS PLAN (erroneously sued as Genentech
Plan Administrator and Genentech Plan Fiduciary)
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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
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14 MICHAEL DEL AGUILA,

15 Plaintiff,

16 vs.

17 GENENTECH-ROCHE TRANSITIONAL
BENEFIT PLAN, an unknown entity;
18 GENENTECH, INC.; GENENTECH PLAN
ADMINISTRATOR; GENENTECH PLAN
19 FIDUCIARY; and DOES 1-50,

20 Defendants.
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Case No. 3:14-cv-04265-MMC

**STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE MEDIATION
COMPLETION DATE**

[Civil Local Rules 6-1, 6-2]

1 Pursuant to Civil Local Rules 6-1(b) and 6-2, Plaintiff Michael del Aguila and Defendants
2 Genentech-Roche Pharma Transitional Benefits Plan (erroneously sued as Genentech-Roche
3 Transitional Benefit Plan); Genentech, Inc.; and Plan Administrator of the Genentech-Roche
4 Pharma Transitional Benefits Plan (erroneously sued as Genentech Plan Administrator and
5 Genentech Plan Fiduciary) (collectively, the “Parties”), by and through their respective counsel of
6 record, stipulate to continue the mediation completion date.

7 WHEREAS, at the Initial Case Management Conference held on January 30, 2015, the
8 Court ordered that the Parties complete court-sponsored mediation within 90 days (April 30,
9 2015) (Dkt. No. 27);

10 WHEREAS, on February 26, 2015, the Parties discussed settlement considerations and
11 determined that they need some discovery and resolution of a motion in order to potentially
12 bridge substantially differing views on the merits of the case;

13 WHEREAS, the Parties agree that an additional 60 days to complete mediation, to June
14 29, 2015, may benefit the settlement process by allowing such discovery and motion work to
15 inform the Parties’ respective views of the case;

16 WHEREAS, the Parties have requested one continuance in this matter previously to
17 continue the Initial Case Management Conference (Dkt. No. 22), which the Court granted (Dkt.
18 No. 23);

19 WHEREAS, the Parties do not request an extension of any other date set in this matter,
20 therefore a continuance will not affect the remaining schedule case or prejudice the Parties.

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1 THEREFORE, IT IS STIPULATED by the Parties and respectfully requested that the
2 mediation completion date currently set for April 30, 2015 be continued 60 days to June 29, 2015.

3 IT IS SO STIPULATED.

4 Dated: March 9, 2015

MORGAN, LEWIS & BOCKIUS LLP

6 By /s/ Nicole A. Diller

Nicole A. Diller

Attorneys for Defendants

8 GENENTECH-ROCHE PHARMA TRANSITIONAL
9 BENEFITS PLAN (erroneously sued as Genentech-
Roche Transitional Benefit Plan); GENENTECH, INC.;
10 and PLAN ADMINISTRATOR OF THE
11 GENENTECH-ROCHE PHARMA TRANSITIONAL
BENEFITS PLAN (erroneously sued as Genentech Plan
Administrator and Genentech Plan Fiduciary)

12 Dated: March 9, 2015

TOD M. RATFIELD, APC

14 By /s/ Tod M. Ratfield

Tod M. Ratfield

Attorneys for Plaintiff

17 MICHAEL DEL AGUILA

18 **FILER'S ATTESTATION**

19
20 I, Nicole A. Diller, am the ECF user whose identification and password are being used to
21 file this Stipulation and [Proposed] Order to Continue the Mediation Completion Date. In
22 compliance with L.R. 5-1(i)(3), I hereby attest that Tod M. Ratfield concurs in this filing.

23 Dated: March 9, 2015

/s/ Nicole A. Diller

Nicole A. Diller

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~~PROPOSED~~ ORDER

Pursuant to the Parties' Stipulation to Continue the Mediation Completion Date and for good cause appearing, the Stipulation is approved. The Court orders as follows:

The mediation completion date currently set for April 30, 2015 is continued 60 days to June 29, 2015.

IT IS SO ORDERED.

Dated: March 10, 2015



HON. MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE

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